

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

WP(C).No. 30816 of 2007(R)

PETITIONER:

M.P. MAMMOOTY HAJEE, S/O P MOOS HAJEE,
HILLPRODUCE MERCHANT, ROOM NO.832,BUS STAND,
MATTANNUR, KANNUR DISTRICT

BY ADV. SRI.CIBI THOMAS

RESPONDENTS:

1. THE CHAIRMAN, KERALA HEADLOAD WORKERS
WELFARE FUND BOARD, THALASSERY LOCAL COMMITTEE,
SUB OFFICE, MATTANNUR, KANNUR DISTRICT.
2. C.I.T.U. MATTANNUR UNIT REP: BY ITS
SECRETARY,MATTANNUR, KANNUR DISTRICT.
3. INTUC MATTANNUR UNIT, REP: BYITS SECRETA
RY, MATTANNUR KANNUR DISTRICT.
4. STU, MATTANNUR UNIT, REP: BY ITS
SECRETARY, MATTANNUR, KANNUR DISTRICT.
5. STATE OF KERALA REP;BY CHIEF SECRETARY,
SECRETARIAT, THIRUVANANTHAPURAM.

BY ADV. SRI.KOSHY GEORGE, SC, KHLWWB
GOVERNMENT PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17/10/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)No. 30816 OF 2007

Dated this the 17th day of October, 2007

JUDGMENT

The petitioner is a merchant having an establishment within the area coming within the jurisdiction of Thalassery Local Committee of the Kerala Headload Workers Welfare Fund Board. By Ext.P1, the petitioner has raised a dispute regarding the refusal of headload workers under the jurisdiction of the 1st respondent to work during Sundays on the ground that Sundays are holidays.

2. The contention of the petitioner is that for his establishment the holiday is on Friday and therefore the headload workers of the Pool are liable to work on Sundays also in his establishment. The petitioner seeks a direction to the 1st respondent to consider Ext.P1 complaint filed by the petitioner in this regard.

3. I have heard the learned standing counsel appearing for the 1st respondent as well as the learned Government pleader. In view of the order I propose to pass, I do not think it

necessary to issue notice to respondents 2 to 4. In the facts and circumstances of the case, I direct the 1st respondent to consider and pass appropriate orders on Ext.P1 in accordance with law as expeditiously as possible, at any rate, within six weeks from the date of receipt of a copy of this judgment after affording an opportunity of being heard to the petitioner as well as respondents 2 to 4.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

Acd

